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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

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9 BIRAHIMA DOUTA THIAW,

Case No. 2:14-cv-00698-MMD-CWH

10 Petitioner,

ORDER

11 v.

12 ICE/DEPARTMENT OF HOMELAND
SECURITY,

13 Respondent.
14


15 Petitioner, who is in custody at the Henderson Detention Center, has submitted a
16 petition for a writ of habeas corpus under 28 U.S.C. § 2241. He alleges that he is a
17 citizen of Senegal, that he has been ordered removed from the United States, and that
18 he is being detained indefinitely without any prospect of removal.

19 Petitioner has not named the correct respondent. The correct respondent to a
20 petition for a writ of habeas corpus is the person who has immediate custody over him.
21 28 U.S.C. § 2242. That person would be the person who is in charge of the Henderson
22 Detention Center. The Court will give petitioner the opportunity to file an amended
23 petition that names the correct respondent.

24 It is therefore ordered that the Clerk of the Court shall send petitioner form AO
25 242, petition for a writ a petition for a writ of habeas corpus under 28 U.S.C. § 2241.
26 Petitioner shall have thirty (30) days from the date that this order is entered to file an
27 amended petition that names the correct respondent. Failure to comply with this order
28 will result in the dismissal of this action.

1 It is further ordered that petitioner shall clearly title the amended petition as such
2 by placing the word "AMENDED" immediately above "Petition for a Writ of Habeas
3 Corpus Under 28 U.S.C. § 2241" on page 1 in the caption, and petitioner shall place the
4 docket number, 2:14-cv-00698-MMD-CWH, above the word "AMENDED."

5 DATED THIS 9th day of May 2014.

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MIRANDA M. DU
UNITED STATES DISTRICT JUDGE